

Applicant or Patentee: E. Alan Bates, Jeffrey Kovalik, Gary Hoffman Attorney's
 Serial or Patent No.: _____ Docket No.: _____
 Filed or Issued: _____
 For: An assaying device consisting of the test cartridge or cassette with a cap or
cover which attaches onto the cartridge or cassette to cover and seal the well or opening
into which the sample has been deposited

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
 STATUS (37 CFR 1.9 (f) and 1.27 (b)) — INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (c) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled An assaying device consisting of the test cartridge or
cassette with a cap or cover which attaches onto the cartridge or cassette
to cover and seal the well or opening into which the sample has been deposited

☒ the specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☐ no such person, concern, or organization
☒ persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

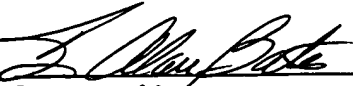
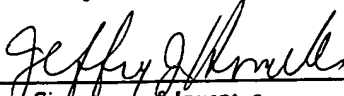
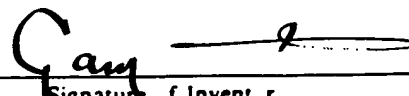
FULL NAME DTx, Inc.
 ADDRESS 285 Hawthorne Road Pittsburgh PA 15209-1935
☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME _____
 ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME _____
 ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

E. Alan Bates	Jeffrey Kovalik	Gary Hoffman
NAME OF INVENTOR	NAME OF INVENTOR	NAME OF INVENTOR
E. Alan Bates	Jeffrey Kovalik	Gary Hoffman
		
Signature of Inventor	Signature of Inventor	Signature of Inventor
9-22-97	9-22-97	9-22-97
Date	Date	Date

DECLARATION FOR PATENT APPLICATION

Dock 1 Number (Optional)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled An assaying device consisting of the test cartridge or cassette with the specification of which a cap or cover which attaches onto the cartridge or cassette to cover and seal the well is attached hereto unless the following box is checked: or opening into which the sample has been deposited

☐ was filed on _____ as United States Application Number or PCT International Application Number _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

(Number)	(Country)	(Day/Month/Year Filed)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)

(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Address all telephone calls to Gary Hoffman at telephone number (412) 821-2420

Address all correspondence to Gary Hoffman
285 Hawthorne Road
Pittsburgh PA 15209-1935

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and that like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) E. Alan Bates

Inventor's signature [Signature] Date 9-22-97

Residence 9803 Braewick Dr., Allison Park, PA Citizenship U.S.A.

Post Office Address 803 McKnight Park Drive, Pittsburgh PA 15237

Full name of second joint inventor, if any (given name, family name) Jeffrey Kovalik

Second inventor's signature [Signature] Date 9-22-97

Residence 2535 Sylvania Dr. Bethel Park PA Citizenship U.S.A.

Post Office Address 476 Route 51, Large PA 15025

☒ Additional inventors are being named on separately numbered sheets attached hereto.

additional Sheet 1 of 1
Declaration for Patent Application

Full name of third joint inventor
Third inventor's signature

Date
Residence

Post Office Address
Citizenship

Gary Hoffman

Gary Hoffman

9-22-97
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